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December 5, 2019

VIA ECF

The Honorable Analisa Torres, District Judge
United States District Court
Southern District of New York
United States Courthouse
500 Pearl Street
New York, NY 10007

**RE: *Rackwise, Inc. v. Foley Shechter Ablovatskiy, LLP, Jonathan R. Shechter, Esquire and Alexander Ablovatskiy, Esquire*
U.S.D.C., Southern District of NY, No. 19-civ-11094 (AT)**

Initial Pretrial Conference - February 3, 2020 at 11:40 a.m.

Dear Judge Torres:

The undersigned and this firm represents Plaintiff, Rackwise, Inc. with respect to the above captioned matter. I write to request an adjournment of the Initial Pretrial Conference.

The Complaint was filed with the Court on December 4, 2019, and an Initial Pretrial Conference Order was entered on December 4, 2019, scheduling an initial pretrial conference on February 3, 2020, at 11:40 a.m.

I am representing the Claimant in an Arbitration in *TCL Acquisition Holdings, LLC vs. JAACA, LLC, et al., No. 01-17-0007-5625* which has been scheduled for some time to take place on February 3, 4, 5, 10 and 11, 2020 before the Hon. Annette M. Rizzo (Ret.), Hon. Stephen M. Orlofsky (Ret.) and Daniel S. Bernheim, 3d, in Philadelphia, PA.

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The Defendants, as of this date, have not been served with the Complaint, Initial Pretrial Conference Order and Your Honor's Individual Practices.

This is the first request for adjournment by Plaintiff. No previous requests have been requested.

I thank Your Honor with respect to this request.

Respectfully,



ALAN L. FRANK

ALF:daw
cc: Foley Shechter Ablovatskiy, LLP
Jonathan R. Shechter, Esquire
Alexander Ablovatskiy, Esquire

GRANTED. The initial pretrial conference scheduled for February 3, 2020 is ADJOURNED to **February 13, 2020, at 10:40 a.m.** By **February 6, 2020**, the parties shall submit their joint letter and proposed case management plan.

Dated: December 5, 2019
New York, New York



ANALISA TORRES
United States District Judge